

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

EIGHT MILE STYLE, LLC; MARTIN
AFFILIATED, LLC,

Plaintiffs,

vs.

SPOTIFY USA INC.; HARRY
FOX AGENCY, LLC,

Defendants.

vs.

KOBALT MUSIC PUBLISHING AMERICA,
INC.,

Third-Party Defendant.

Case No. 3:19-cv-00736

District Judge Aleta A. Trauger

JURY DEMAND

**JOINT STIPULATION FOR ENTRY OF NINTH AMENDED PROPOSED INITIAL
CASE MANAGEMENT ORDER**

Pursuant to LR 16.01, Plaintiffs Eight Mile Style, LLC and Martin Affiliated, LLC, Defendants Spotify USA Inc. and Harry Fox Agency, LLC, and Third-Party Defendant Kobalt Music Publishing America, Inc. (collectively, the “Parties”) submit the following attached Ninth Amended Proposed Initial Case Management Order. This Ninth Amended Proposed Initial Case Management Order would supersede the Eighth Amended Initial Case Management Order entered on December 2, 2021 (Doc. No. 209). The Parties propose extending the dates contained in the Eighth Amended Initial Case Management Order to those listed within the attached Ninth Amended Proposed Initial Case Management Order to allow additional time for the Parties to

complete depositions related to liability. In support of this Joint Stipulation, the Parties would show to the Court that:

- The Parties have been working jointly in good faith to complete fact witness depositions and written discovery prior to the deadlines set forth in the operative Eighth Amended Initial Case Management Order (Doc. No. 209).
- The Parties have complied with the substantial completion deadline for exchange of documents and electronically stored information.
- The Parties have conducted the depositions of twenty (20) fact and 30(b)(6) witnesses, often involving multiple days of testimony for a given deponent for a total of twenty eight days of testimony. Further, the Parties have scheduled four more depositions, and are exchanging dates for the remaining fact and 30(b)(6) witnesses.
- The Parties are continually working to schedule the remaining fact and 30(b)(6) witnesses, but given the scheduling obligations of the witnesses and preexisting obligations of counsel, the Parties cannot complete the remaining depositions prior to the current close of fact depositions.
- The Parties believe in good faith that the deadlines proposed in the attached Ninth Amended Proposed Initial Case Management Order will give sufficient time to complete the remaining depositions.

Therefore, the Parties respectfully request the Court enter the attached Ninth Amended Proposed Initial Case Management Order.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed electronically on March 18, 2022 with the Clerk of the Court using the CM/ECF system. Notice of this filing will be sent to all parties and counsel of record by operation of the Court's CM/ECF system. All other parties will be served by regular U.S. Mail. Parties may access this filing through the Court's electronic filing system.

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